



The Corporation of the Municipality of Brockton

Council Meeting Minutes

Tuesday, September 10, 2019, 7:00 p.m.

Elmwood Community Centre (38 Concession Road 10, Elmwood)

Council Present: Chris Peabody, Mayor
Dan Gieruszak, Deputy Mayor
Dean Leifso, Councillor
Steve Adams, Councillor
Chris Oberle, Councillor
James Lang, Councillor
Kym Hutcheon, Councillor

Council Absent: Dean Leifso, Councillor

Staff Present: Sonya Watson, Chief Administrative Officer
Fiona Hamilton, Clerk
Trish Serratore, Chief Financial Officer
Gregory Furtney, Director of Operations
John Strader, Roads Supervisor

1. Acceptance of Council Agenda

Mayor Peabody called the meeting to order at 7:00 p.m.

Resolution 19-19-01

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton accept the Agenda for the regular Council Meeting on September 10, 2019 as presented.

Carried

2. Declaration of Pecuniary Interest and General Nature Thereof

None disclosed at this time.

3. Public Meetings Required Under the Planning Act

3.1 Planning Report - Zoning Amendment - Dales Z-38-19.31

Mark Paoli, Senior Planner at the County of Bruce, presented the planning report for the zoning amendment related to the surplus farm dwelling lot. Mr. Paoli confirmed that the application met all the applicable plans, and described part of the property as an environmentally protected area as part of the Greenock swamp.

The house would be zoned from agricultural to the special agricultural zone for setbacks and nutrient management which is consistent with all other surplus farm dwelling applications. A new house would not be permitted on the retained farmlands. According to Mr. Paoli, the application would also require a holding zone to recognize the archaeological portion of the property as it was adjacent to the Greenock swamp.

As the property is in a prime agricultural area, we note that the owner is a bona fide farmer and that the severed lands are relatively small with no lands being taken out of active farm production. There were no comments from the public or commenting agencies when circulated and Mr. Paoli recommended that the application be approved.

Council confirmed that the barn building would remain on the parcel of land with the house.

Resolution 19-19-02

Moved By: Chris Oberle

Seconded By: Dan Gieruszek

That the Council of the Corporation of the Municipality of Brockton has considered and hereby accepts the Planning Report prepared by Dana Kieffer, Bruce County Planner, dated September 10, 2019 and entitled Municipality of Brockton Planning Report and further that Council approves the proposed Zoning By-Law Amendment submitted by Tom Dales, File Z-38-19.31 and authorizes a Site Specific By-Law coming forward.

Carried

3.2 Planning Report - Zoning Amendment - Brockton Lot Coverage Z-15-19.36

Mark Paoli, Bruce County Planner, summarized the planning report and confirmed that the application was a collaboration between the Municipality of Brockton Building Department and the planning department to clarify the definitions in the current zoning by-law for accessory buildings. The intent of the changes would be to clarify the specific zones as read in conjunction with the general zoning provisions.

Council confirmed that an attached garage would be considered under the general forty percent (40%) maximum lot coverage and the detached garage would be limited to five percent (5%), which could limit the size of a garage that could be added after the main structure was built. Mr. Paoli confirmed that any new developments generally involve in-depth consultation meetings with staff to provide guidance about the use of accessory buildings.

Resolution 19-19-03

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Corporation of the Municipality of Brockton has considered and hereby accepts the Planning Report prepared by Mark Paoli, Bruce County Planner, dated September 10, 2019 and entitled Municipality of Brockton Planning Report and further that Council approves the proposed Zoning By-Law Amendment submitted by the Municipality of Brockton, File Z-15-19.36 and authorizes a By-Law coming forward.

Carried

4. Delegations

4.1 Ken Logtenberg, Treasurer, B.M. Ross and Associates Ltd. - Rural Roads Needs Assessment

Ken Logtenberg, provided an overview of the different components of the rural roads needs study, including a cost comparison of gravel roads, tar and chip roads and paved road surfaces. Mr. Logtenberg confirmed that a GIS database was created with all the maps that were compiled and cross referenced, along with notes about preventative maintenance procedures and general

observations. These observations included timelines, priorities and estimates of costs.

Mr. Logtenberg described the procedures that were taken to investigate and record observations about the state of the roads using the Ministry of Transportation Ontario methods and inventory manuals, including surface and structure conditions and drainage conditions. These methods would group observations to consider the performance standards, the probability of failure and the consequences of failure to arrive at a theoretical priority score. Mr. Logtenberg explained the limited of the theoretical priority scoring.

Mr, Logtenberg described the overall condition of the roads in Brockton as reasonable across the road types for surface and structural condition, noting that there were still some gravel and tar and chip roads in the more built-up semi-urban areas. Mr. Logtenberg summarized maintenance recommendations for each type of road, and some new maintenance procedures to consider to cost-effectively extend the life of the paved roads. The recommendations made by B.M. Ross over the next five (5) years included some upgraded roads when warranted by the capital costs and heavier traffic. B.M. Ross suggested a budget for maintenance of \$948,000 and \$1.17 million per year for improvements.

Mr. Logtenberg confirmed that the traffic use was based only on average daily use, and not the particular types of vehicles using that road, and that the study did not take into account the number of commercial properties on the road, which may have fewer vehicles but more large vehicles. However, heavy truck traffic may also cause increased deterioration.

Mr. Logtenberg responded to questions from Council and confirmed that the study was completed in the mid-summer when roads were in better shape, and that they could revisit roads that had specific concerns to determine whether the assessment should be modified. Council noted that the report may have been geared too heavily to an urban or semi-urban environmental and not taking into account the reality of the agricultural economy in Brockton and emphasized the importance of community engagement in the planning process.

Mr. Logtenberg noted that the data could be updated in the spring without significant cost.

Mayor Peabody invited questions from the public. Mr. Ron De Visser confirmed his experience that the gravel surface was no longer suitable for the size of the farm operations existing along those roadways, which Mr. De Visser suggested undermined the proposed budgeting figures. Adam De Visser asked when the traffic counts were completed, and it was confirmed that the traffic counts were completed two years ago and in the summer when the road conditions were more favourable and traffic would have been higher.

Mayor Peabody confirmed that he would canvass Council to identify the five highest priority roads and Mr. Logtenburg could re-evaluate the score.

Action: Staff would compile a list of high priority roads for residents for Mr. Logtenburg to rescore.

5. Minutes

5.1 Council Minutes - August 27, 2019

Resolution 19-19-04

Moved By: Kym Hutcheon

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton adopt the minutes of the August 27, 2019 Council Meeting as presented.

Carried

6. Business Arising From the Minutes

6.1 Motion to Support Municipality of Hastings Highlands on Municipal Amalgamation

Council confirmed where the motion would be circulated and whether there would be any costs with circulating the motion in those areas. Fiona Hamilton, Clerk, confirmed there would be no costs associated with the circulation described in the body of the motion.

Resolution 19-19-05

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby supports the Municipality of Hastings Highlands resolution regarding municipal amalgamation.

Whereas there are 444 municipalities in Ontario that are very efficient and well governed, and who respond quickly to ratepayer's needs;

And Whereas in the 1990's the Conservative Government forced many municipalities to amalgamate on the guise they would become more efficient, effective, save money, lower taxes and ultimately reduce the provincial deficit;

And Whereas there has never been a valid evidence-based study that supported these outcomes;

And Whereas forced amalgamation actually accomplished just the opposite: ill feelings, increased animosity and mistrust, job losses, rise in local taxes and an increase in the provincial deficit;

And Whereas there are many positive examples of small rural and northern municipalities working together in a collaborate and cooperative manner via shared agreements that responds to local needs without amalgamation and provincial interference;

And Whereas the Provincial Government has a large deficit due to their own decision-making;

And Whereas recently the same Conservative Government recently reduced one large regional municipal government by 50%, without "consultation";

And Whereas this same Conservative Government is presently reviewing other provincial regional governments through a purported "consultative" approach with a view to reduce or eliminate them;

And Whereas the Provincial Government should investigate all other internal ways of reducing their deficit and becoming more fiscally responsible over time rather than downloading to the one level of government that is the most efficient, has the lowest cost and is closest to the electorate which will not put a dent in the provincial deficit;

And Whereas the Province could look at what other provinces have done to reduce the debt with one singular education system, organizing unorganized municipalities, controlling OPP costs, substantially increase fines, and find a way

to collect millions and millions of dollars in unpaid fines and instead, invest in the north to create jobs and stimulate and enhance economic development;

Now Therefore Be it Resolved that before the Provincial Government forces amalgamation in any of the 444 municipalities in Ontario, our AMO Organization go beyond requesting “consultation” and “demand” that the Provincial Government do the following:

- Hold a local referendum letting the citizens decide to amalgamate or not
- Conduct an evidence-based study to show that amalgamation actually saves costs, jobs, lowers taxes and reduce the provincial deficit
- Allow those municipalities to work out their own local collaborative agreement that best suit their local needs and to be permitted to do so on their own time line and volition
- To ensure that there is absolutely no conflict of interest in this consultative process
- To emphasize the political reality of forcing amalgamation on the many rural and northern municipalities across Ontario

And Further that a copy of this resolution be sent to Doug Ford, Premier of Ontario; Christine Elliott, Deputy Premier; Steve Clark, Minister of Municipal Affairs; Andrea Horwath, Leader of the New Democratic Party; and Lisa Thompson, MPP, and Bill Walker, MPP.

And Further that a copy of this resolution be sent to the Association of Municipalities of Ontario (AMO), Rural Ontario Municipalities Association (ROMA), the Municipality of Hastings Highlands and the Township of McKellar.

Carried

6.2 Motion on Lack of Support for Smoking Enforcement Concerns on Hinks Street and Fischer Dairy Road in Walkerton

Council confirmed that the motion should also be circulated to the Association of Municipalities of Ontario. Mayor Peabody provided an update to Council that the Medical Officer of Health from the Grey Bruce Health Unit was not willing to entertain requesting an exemption from the Province, and Mayor Peabody suggested that a discussion should occur with the Province of Ontario to assist with the problem.

A resident presented to Council the experience of local residents in this particular area.

Ms. Slater, the Principal at the Walkerton District Community School noted that the school resource officers were at the school because school administrators believed students were being harassed by members of the public. Ms. Slater stated that it was not a situation created by either entity, but that the situation had escalated into a safety concern.

Council emphasized the importance of finding a solution that would preserve safety for both residents, students and Walkerton District Community School Staff.

Resolution 19-19-06

Moved By: Kym Hutcheon

Seconded By: Dan Gieruszak

Whereas the *Smoke-Free Ontario Act, 2017, S.O. 2017, c. 26, Sched. 3* prohibits individuals from smoking within 20 metres of school property; and further prohibits putting an outdoor ashtray in any location where a person is prohibited from smoking;

And Whereas the Municipality has requested additional support and assistance from the Grey Bruce Health Unit, the Walkerton District Community School, and the South Bruce Ontario Provincial Police regarding students smoking near a senior's community and residential development that houses many children and families;

And Whereas the Municipality has tried to reach a compromise but the matter remains unresolved;

And Whereas, these legislative changes have resulted in similar challenges for many schools across Grey and Bruce Counties;

Now Therefore the Council of the Municipality of Brockton encourages the Grey Bruce Health Unit and the Province of Ontario to assist in finding a solution to the problems this legislative change has caused to local neighbourhoods;

And Further that a copy of this resolution be sent to the Grey Bruce Health Unit, and Doug Ford, Premier of Ontario, and AMO.

Carried

6.3 Motion on Importance of Brucelea Haven

Resolution 19-19-07

Moved By: Kym Hutcheon

Seconded By: Dan Gieruszak

Whereas Brucelea Haven is located in the Town of Walkerton, in the Municipality of Brockton, and owned by the Corporation of the County of Bruce;

And Whereas Brucelea Haven has provided a long-standing, vital service to residents of Brockton, and has been a large employer in the Municipality of Brockton for many years;

And Whereas the provision of long-term care services contributes to the quality of life and sense of community in Brockton;

Now Therefore, the Council of the Municipality of Brockton supports efforts of the County of Bruce and Brucelea Haven to provide quality nursing services that respect the dignity and rights of all residents.

Carried

7. Reports

7.1 Brockton Rural Road Management Study

Council noted that the study would need to be used with caution due to the specific local issues on some roads, and noting the study would be readjusted with the five major roads reassessed.

Resolution 19-19-08

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby receives Report Number PW2019-36 - Brockton Rural Road Management Study prepared by Gregory Furtney, Director of Operations for information purposes and further recommends acceptance of the report in principle for future planning and implementation based on Council budgetary approval.

Carried

7.2 H and L Koelen Farms Ltd. Petition for Drainage Works

Stephen Cobean, Drainage Superintendent, noted that there are only a few engineering firms that complete work of this kind, and overall, Dietrich Engineering Limited, has moved the drains along smoothly with limited challenges. Stephen Cobean, Drainage Superintendent, noted that the drainage work was not being tendered by most municipalities because it was a relatively specialized area.

Council also confirmed that the owners met the legislated requirements.

Resolution 19-19-09

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby accepts Report Number DRAIN2019-01 – H and L Koelen Farms Ltd. Petition for Drainage Works, prepared by Stephen Cobean, Drainage Superintendent, and in doing so accepts the petition for the new drainage works on the Koelen Municipal Drain, and further appoints an Engineer to examine the location at Lot 10, Concession 14, Township of Greenock.

Carried

7.3 Appoint Engineering Company for Koelen Municipal Drain

Resolution 19-19-10

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby accepts Report Number DRAIN2019-02 – Appoint Engineering Company for Koelen Municipal Drain, prepared by Stephen Cobean, Drainage Superintendent, and in doing so approves a By-Law coming forward appointing Dietrich Engineering Limited as the Engineering Company for the Koelen Municipal Drain.

Carried

7.4 Accept Request for Proposal - 1 Ton 4 x 4 Pickup Truck

Council questioned whether the contract should be awarded to a local company rather than the lowest bid, or whether it was most important to be cost-effective.

Resolution 19-19-11

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby receives Report Number PW2019-35 - Accept Request for Proposal - 1 Ton 4 x 4 Pickup Truck, prepared by John Strader, Roads Supervisor, and in doing so accepts the proposal from

Hallman Motors in the amount of \$39,532.00 plus H.S.T funded through the 2019 Capital Budget.

Carried

7.5 Durham Street Sidewalk Tender

Gregory Furtney, Director of Operations, responded to questions from Council and confirmed that Owen King Limited was the only entity that tendered, and that re-tendering would likely impact whether the project could proceed and put the funding options in jeopardy. Mr. Furtney also confirmed that the AMO grant deadline was fixed at this time, but other projects could be considered.

Council debated whether the project should proceed when the tendered amount was significantly higher than the amount originally estimated.

Sonya Watson, Chief Administrative Officer, also confirmed that the original quote was lower because some work had been proposed in-house. Ms. Watson also noted that the AMO grant was to support businesses, which this project would accomplish.

Resolution 19-19-12

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby receives Report Number PW2019-37 – Durham Street Sidewalk Tender, prepared by Gregory Furtney, Director of Operations and further approves Option 3 with a By-Law coming forward authorizing and awarding the project to Owen King Limited for \$216,713.52 to be funded by: Accessibility/619.

Carried

7.6 Removal of Bridge 11 Greenock Tender

Council discussed alternatives to residents in the area and whether the option of a single lane bridge should be considered.

Gregory Furtney, Director of Operations, clarified the cost of constructing a single lane bridge, and that considering a one lane bridge would require restarting the project with an entirely new environmental assessment, but Class C rather than Class B, which would require more studies and time.

John Strader, Roads Supervisor responded to a question from Council and confirmed that baseline road would need to be engineered, and likely to a 50km design speed, but would likely be at least \$500,000.00 and potentially \$20,000.00 to have the road engineered. Mr. Strader also stated that the road from Lovett to County Rd 1 had already been re-engineered.

Resolution 19-19-13

Moved By: Kym Hutcheon

Seconded By: Dan Gieruszk

That the Council of the Municipality of Brockton hereby receives Report Number PW2019-38 – Removal of Bridge 11 Greenock Tender, prepared by Gregory Furtney, Director of Operations, for information purposes and further approves a By-Law coming forward authorizing and awarding the project to Owen King Limited for \$184,115 plus H.S.T.

Carried

7.7 August Water Wastewater Maintenance Report

Resolution 19-19-14

Moved By: Chris Oberle

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby receives Report Number UT2019-16 - August Water Wastewater Maintenance Report, prepared by Gregory Furtney, Director of Operations for information purposes.

Carried

7.8 Brine Pump Motor

Resolution 19-19-15

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby receives Report Number REC2019-20 – Brine Pump Motor, prepared by Eric McDougall, Parks Recreation and Facilities Supervisor for information purposes.

Carried

7.9 Westario Power Inc. Investment

Shirley Young, asked what baseline was being used for the initial investment relating to the Elmwood Public Utility Company. Trish Serratore, Chief Financial Officer, explained where the initial funding occurred.

Resolution 19-19-16

Moved By: Chris Oberle

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby receives Report Number FIN2019-29 - Westario Power Inc. Investment, prepared by Trish Serratore, Chief Financial Officer for information purposes.

Carried

7.10 Assume Highway Lyn-Wood Acres Inc. (Westwood) Subdivision

Resolution 19-19-17

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby approves Report Number CAO2019-21 - Assume Highway Lyn-Wood Acres Inc. (Westwood) Subdivision, prepared by Sonya Watson, Chief Administrative Officer and in so doing authorizes a By-Law coming forward to assume the roads in Lyn-Wood Acres Inc. (Westwood) Subdivision.

Carried

7.11 St. Thomas Anglican Church Heritage Loan Request

Fiona Hamilton, Clerk provided a verbal update that the Brockton Heritage Committee met on September 9, 2019, and passed a motion recommending that Council approve the loan for the St. Thomas Anglican Church in the full amount requested.

Council inquired after reviewing the Brockton Heritage Committee Minutes from the past year, why the loan application had taken so long since Parish Council were concerned with timelines for replacement.

Ms. Hamilton confirmed that since the St. Thomas Anglican Church is a designated heritage building, Parish Council required approval from the Brockton Heritage Committee to purchase the style and type of material for the roof replacement. Parish Council applied for the style approval from the Committee in February.

Parish Council then received quotations for the material, and determined that the cost was higher than expected, and not within their budget. Parish Council then inquired with the committee about applying for a heritage loan. Parish Council also discovered that the leakage in the roof was close to the organ which then heightened the urgency of the project timelines. The Brockton Heritage Committee received the loan application in late June, and since the Committee does not meet in the summer months, they had to wait two months before they could approve the application.

Resolution 19-19-18

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby approves Report Number CLK2019-27 – St. Thomas Anglican Church Heritage Loan Request, prepared by Fiona Hamilton, Clerk and Sarah Johnson, Corporate Records, Licensing and Communications Assistant and in doing so authorizes a By-Law coming forward approving a loan under the *Ontario Heritage Act, R.S.O. 1990, c. O.18.* for the St. Thomas Anglican Church's roof replacement.

Carried

7.12 DataFix Voter List Management Software

Fiona Hamilton, Clerk confirmed that the software is a comprehensive voter list management system, and has been used by the Municipality of Brockton consistently throughout a number of years. The software can record property information changes, including sales and ownership changes, and help to maintain an accurate voter list. The software is used most heavily around the Municipal Election, but is also utilized weekly by staff.

Council inquired how this software differed from the information provided by MPAC.

Sonya Watson, Chief Administrative Officer confirmed that the information provided by MPAC is merged into the VoterView software, and identifies discrepancies in the data compared between MPAC and the Municipality's records. Staff can then utilize the merged information to determine the accurate information. Without the use of the VoterView software, it would be difficult to rely on MPAC's data alone.

Resolution 19-19-19

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby approves Report Number CLK2019-26 - DataFix Voter List Management Software, prepared by Fiona Hamilton, Clerk for information purposes and further approves a By-Law coming forward authorizing the DataFix VoterView Agreement for the 2022 Municipal and School Board Election.

Carried

7.13 Tobacco and Cannabis Enforcement Recommendations

Resolution 19-19-20

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby approves Report Number CLK2019-25 - Cannabis Enforcement Recommendations, prepared by Fiona Hamilton, Clerk for information purposes and further provides direction to staff to rely only on the provisions of the *Smoke Free Ontario Act, 2017* to prohibit smoking and vaping cannabis or tobacco in the Municipality of Brockton.

Carried

8. Public Notification

9. Accounts

9.1 Accounts - \$1,655,752.46

Resolution 19-19-21

Moved By: Chris Oberle

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton approve payment of the accounts in the amount of \$1,655,752.46.

Carried

10. Correspondence Requiring Action

10.1 Southern Bruce County Safe Communities Committee - Request to Designate a Staff Member or Elected Official to Represent Brockton on Committee

Resolution 19-19-22

Moved By: Chris Oberle

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby recommends appointing Chris Wells, Fire Prevention Officer and Health and Safety Coordinator to represent the Municipality of Brockton on the Southern Bruce County Safe Communities Committee.

Carried

10.2 Bruce County - Bruce County Road 1 (Glamis) Truck Engine Brakes and Traffic Calming

Council felt that the tone of the letter was more confrontational than required. Mayor Peabody stated that he would communicate Council's concerns to the County of Bruce.

10.3 Motion on Affordable Transportation and Housing Options in Rural Ontario

Deputy Mayor Gieruszak stated that the Brockton Economic Development Committee have been discussing options for affordable transportation and options, and the committee have been producing great work. However, a challenge is put on the committee, and Municipality, due to the lack of affordable housing and transportation.

Resolution 19-19-23

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality hereby endorse the resolution brought forward by the Brockton Economic Development Committee to communicate to the County of Bruce and the Province of Ontario that the Municipality of Brockton's efforts in economic development are being hampered by the lack of affordable transportation and housing options in rural Ontario.

And Whereas additional monies should be provided to support these initiatives.

And Further that this resolution be forwarded to the Association of Municipalities in Ontario, the Ministry of Municipal Affairs and Housing, and the Ministry of Transportation.

Carried

11. Information

11.1 Notice of Public Meeting - 2369906 Ontario Ltd. (Spitzig/Reich) c/o Cobean Z-44-19.36

11.2 Brockton Police Services Board OPP Detachment Commander Report - June-August 2019

11.3 Brockton Police Services Board Letter to OPP - Thank You to Officers Involved in August 2019 Drug Search Warrant in Walkerton

11.4 Grey Sauble Conservation and Saugeen Valley Conservation Authority Media Release - Shared CAO/General Manager Position

Deputy Mayor Gieruszak confirmed that there were no additional updates at this time. A meeting between the two boards and Chief Administrative Officers is being held on September 17, 2019 to review the positions. The Boards have recognized that perhaps there are benefits of creating a shared position, and working closer together.

11.5 Municipality of Mississippi Mills Resolution - Support Warwick on Enforcement for Safety on Family Farms

11.6 City of Kitchener Resolution - Single Use Disposable Wipes

Council agreed with the City of Kitchener's motion to remove the term "disposable" from the single use wipes to prevent improper disposal, and requested that the resolution be brought forward at the September 24, 2019 Council Meeting.

11.7 City of Kitchener Resolution - Producer Requirements for Packaging in Ontario

Council supported the City of Kitchener, and asked that this resolution be brought forward at the September 24, 2019 Council Meeting.

Resolution 19-19-24

Moved By: Chris Oberle

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton hereby receives all items provided in Section 11. Information.

Carried

12. By-Laws

Resolution 19-19-25

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-096 - Zoning Amendment By-Law - Dales Z-38-19.31

Carried

Resolution 19-19-26

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-097 - Zoning Amendment By-Law - Brockton Lot Coverage Z-15-19.36

Carried

Resolution 19-19-27

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-098 - Frank Cowan Company Municipal Liability Insurance and Risk Management Proposal Acceptance By-Law

Carried

Resolution 19-19-28

Moved By: Chris Oberle

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-099 - Appoint Dietrich Engineering Limited as Koelen Municipal Drain Engineer By-Law

Carried

Resolution 19-19-29

Moved By: Chris Oberle

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-100 - One Ton Truck Proposal Acceptance By-Law

Carried

Resolution 19-19-30

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-101 - Durham Street Sidewalk Tender Acceptance By-Law

Carried

Resolution 19-19-31

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-102 - Bridge 11 Removal Tender Acceptance By-Law

Carried

Resolution 19-19-32

Moved By: Chris Oberle

Seconded By: James Lang

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-103 - Assume Highway Lyn-Wood Acres Inc. (Westwood) Subdivision By-Law

Carried

Resolution 19-19-33

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-104 - DataFix Voter List Management Agreement By-Law

Carried

Resolution 19-19-34

Moved By: Kym Hutcheon

Seconded By: Dan Gieruszek

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-105 - St. Thomas Anglican Church Heritage Loan Agreement By-Law

Carried

13. Committee Minutes

Resolution 19-19-35

Moved By: Kym Hutcheon

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton receive the minutes of the following committees and or boards as presented:

- CDCF Cargill Community Centre Entrance Committee Minutes - May 28, 2019
- Brockton Police Services Board Minutes - June 20, 2019
- Elmwood Community Centre Board Minutes - August 6, 2019

Carried

14. New Business Brought Forward

14.1 Truax Dam Project - Additional Wall Removal

Sonya Watson, Chief Administrative Officer, explained an issue that has arisen very recently where the parties involved in the project have inquired about removing the west wall along the southern shore of the Saugeen River for safety and to reduce maintenance costs going forward. The project has gone forward as a \$700,000.00 project, and these funds would be the final amount to complete the project.

Resolution 19-19-36

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby accepts the verbal report Truax Dam Project - Additional Wall Removal, provided by Sonya Watson, Chief Administrative Officer, for information purposes and further approves removing the wall along the southern slope of the retained portion of the Truax Dam to a maximum cost of \$20,000.00 using funds from the Council Reserve Fund to ensure safety in the long-term.

Carried

14.2 Invitations for Council

Fiona Hamilton, Clerk presented two invitations for Council that were received by the Municipality after the Council Agenda had been posted.

An information session is being held on Wednesday, September 25, 2019 from 10:00 a.m. to 12:00 p.m. at the Chesley Arena Hall with GIS Technicians to provide better information on GIS.

Ms. Hamilton also presented the invitation from the Walkerton Agricultural Society for their Harvest Dinner and movie on Saturday, September 14, 2019 from 5:00 p.m. until 7:00 p.m. at the Agricultural Building.

Council members were asked to inform Ms. Hamilton if they intended to attend these events.

14.3 Lobies Park Boat Launch

Council inquired when the tender would be released for the Lobies Park Boat Launch, since the deadline for the Spruce the Bruce Grant is upcoming.

Gregory Furtney, Director of Operations informed Council that the Boat Launch project is being spearheaded by the Parks and Recreation Department.

Sonya Watson, Chief Administrative Officer stated that she will follow up with Mike Murphy, Acting Director of Recreation. However, staff were waiting until the Truax Dam was removed to determine the flow of the Saugeen River.

Action: Sonya Watson, Chief Administrative Officer to follow-up with the Acting Director of Recreation about the status of the project tender.

15. Closed Session

Resolution 19-19-37

Moved By: Chris Oberle

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton enter into Closed Session at 9:17 p.m. in order to address a matter pertaining to:

- Security of the property of the municipality or local board
- Personal matters about an identifiable individual, including municipal or local board employees – **Staff Update, Staff Proposal, Property Investigation**
- A proposed or pending acquisition or disposition of land by the municipality or local board – **Development Inquiry, Road Allowance Inquiries**
- Labour relations or employee negotiations
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board – **Drainage Matter**
- Advice that is subject to solicitor/client privilege, including communications necessary for that purpose
- A matter in respect of which a council, board, committee or other body may hold a closed meeting under another Act. 2001, c.25, s.239 (2)
- Information explicitly supplied in confidence to the municipality or local board by Canada, a province or territory or a Crown agency of any of them
- A trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed could reasonably be expected to prejudice significantly the competitive position or interfere significantly with contractual or other negotiations of a person, group of persons, or organization
- A trade secret or scientific, technical, commercial, financial information that belongs to the municipality or local board and has monetary value or potential monetary value
- A position, plan, procedure, criteria or instruction to be applied to any negotiation carried on or to be carried on by or on behalf of the municipality or local board – **East Ridge Business Park**
- The meeting is held for the purpose of educating or training the members and at the meeting, no member discusses or otherwise deals with any matter in a way that materially advances the business or decision-making of the council, local board or committee.

Carried

Resolution 19-19-38

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby approves the direction provided to staff in Closed Session, and further that Council approves authorizing a By-Law coming forward appointing Dominic Paquette as the Building Inspector/Property Standards Officer for the Municipality of Brockton.

Carried

Resolution 19-19-39

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-106 - Appoint Dominic Paquette as Building Inspector/Property Standards Officer By-Law

Carried

Resolution 19-19-40

Moved By: Dan Gieruszak

Seconded By: Chris Oberle

That the Council of the Municipality of Brockton hereby accepts the resignation of Heavy Equipment Operator, Nathan Whytock with regret, effective September 20, 2019.

Carried

16. Confirmation of Proceedings

Resolution 19-19-41

Moved By: Chris Oberle

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton authorize that the following by-law be read, enacted, signed, sealed, and numbered as follows:

- By-Law 2019-107 - September 10, 2019 Confirmatory By-Law

Carried

17. Adjournment

Resolution 19-19-42

Moved By: Kym Hutcheon

Seconded By: Dan Gieruszak

That the Council of the Municipality of Brockton does now adjourn at 10:51 p.m. to meet again on September 24, 2019.

Carried

Mayor - Chris Peabody

Clerk – Fiona Hamilton